

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JENNA SONGSTAD,  
Plaintiff(s),  
v.  
BRUCE EDWARD BEGEMANN,  
Defendant(s).

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No. C10-2401 BZ

**ORDER RESCHEDULING HEARING  
ON PLAINTIFF'S MOTION FOR  
DEFAULT JUDGMENT**

Having received plaintiff's notice of hearing for entry of damages for default judgment (Docket No. 19), **IT IS HEREBY ORDERED** that the hearing is rescheduled to **Wednesday, May 25, 2011 at 10:00 a.m.** in Courtroom G, 15th Floor, Federal Building, San Francisco, California, 94102.

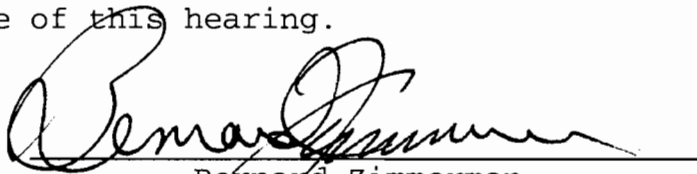
Claims for attorneys' fees should be supported by billing records. Compliance with 50 App. U.S.C. § 501 et seq. of the Servicemembers' Civil Relief Act may not be satisfied on information and belief. See 50 App. U.S.C. § 521(b)(1); United States v. Simmons, 508 F.Supp. 552 (E.D. Tenn. 1980) (interpreting 50 App. U.S.C. § 520(1), predecessor to 50 App. U.S.C. § 521(b)(1)). The public website

1 <https://www.dmdc.osd.mil/scra/owa/home> will provide the  
2 current active military status of an individual and has  
3 instructions on obtaining certificates of service or non-  
4 service under the Servicemembers' Civil Relief Act. Plaintiff  
5 also bears the burden of providing admissible evidence that  
6 individual defendants are not infants or incompetent persons.  
7 See Rule 55(b)(2).

8 Plaintiff should be prepared to prove its damages by  
9 competent testimony or other admissible evidence. If  
10 plaintiff intends to prove damages by affidavits or  
11 declarations, the affiant or declarant should have personal  
12 knowledge of all matters to which she testifies. For all  
13 evidence, proper foundations must be established. For an  
14 explanation of the evidentiary requirements for proving  
15 damages in a default case, the parties are encouraged to  
16 consult Chapter Six of Civil Procedure Before Trial by William  
17 W. Schwarzer, A. Wallace Tashima, and James M. Wagstaffe.

18 Defendant should attend the hearing if he contests the  
19 validity or amount of plaintiff's claim. Seven days before  
20 the hearing, on **Wednesday, May 18, 2011**, plaintiff shall file  
21 a declaration setting forth in detail all steps taken to serve  
22 defendant with notice of this hearing.

23 Dated: March 9, 2011

24   
25 Bernard Zimmerman  
26 United States Magistrate Judge

27 G:\BZALL\BZCASES\SONGSTAD V. BERGEMANN\DEFAULT JUDGMENT SCHEDULING  
28 ORDER.wpd